

INCOMING TELEGRAM

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NOVEMBER 22, 1958

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FROM: BONN DEFENSE MINISTER (ERIK PERLMAN) H/M/erik

TO: Secretary of State

NO: 1102, NOVEMBER 22, 5 PM

PRIORITY

SENT DEPARTMENT 1102 REPEATED INFORMATION BERLIN 302,  
LONDON 205, PARIS 306, MOSCOW 118.

ALSO SENT USAREUR HEIDELBERG 239

PARIS PASS USRO USCINCEUR THURSTON AND WEST.

FOLLOWING THOUGHT SUGGESTED IN EVENT SOVIETS DECLARE THEIR  
OCCUPATION RESPONSIBILITIES BERLIN TERMINATED AND TRANSFERRED  
TO GERMANS:

FOUR POWERS' RESPONSIBILITIES FOR QUADRIPARTITE STATUS BERLIN  
STEM FROM MILITARY CONQUEST AND RESULTING FOUR POWER AGREEMENTS.  
NONE OF FOUR POWERS MAY RELINQUISH OR TRANSFER TO OTHERS THE  
RIGHTS AND OBLIGATIONS UNDER THESE AGREEMENTS WITHOUT CONSENT OTHER  
SIGNATORIES. IF ONE POWER DENOUNCES ITS OBLIGATIONS AND TERMINATES  
ITS OCCUPATION OF AREA ASSIGNED TO IT (WITHOUT RETAINING EVEN  
ULTIMATE RESPONSIBILITIES RESULTING FROM QUADRIPARTITE AGREEMENTS  
AS THREE POWERS DID IN CASE FEDERAL REPUBLIC), A VACUUM IS THEREBY  
CREATED AND REMAINING THREE POWERS COULD DECLARE NECESSITY ASSUME  
RESPONSIBILITIES FOR AREA VACATED BY FOURTH POWER.

SINCE SOVIETS LEFT ALLIED KOMMANDATURA, THAT BODY HAS CONTINUED  
EXIST ON AT LEAST THEORETICAL QUADRIPARTITE BASIS EVEN THOUGH  
ITS JURISDICTION OF NECESSITY LIMITED TO WESTERN SECTORS.  
IT COULD BE CLAIMED THAT SOVIET WITHDRAWAL NOW FROM EAST SECTOR  
ALTERS THIS SITUATION IN THAT KOMMANDATURA WOULD HAVE TO  
RESUME CONTROL OVER THAT SECTOR AND FORM AND EXTENT GERMAN  
AUTHORITY THERE SUBJECT TO KOMMANDATURA APPROVAL.

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